

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tetsuo NAGANO et al.

Group Art Unit: 1797

Appln. No. : 10/531,664

(U.S. National Phase of PCT/JP2003/013179)

Examiner: Fritchman

I.A. Filed : October 15, 2003

Conf. No: 1923

For : REAGENTS FOR THE MEASUREMENT OF PEROXYNITRITES

**TERMINAL DISCLAIMER**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
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Alexandria, VA 22314

Sir:

Your petitioners, Sekisui Medical Co., Ltd., having a post office address of 13-5, Nihombashi 3-Chome, Chuo-ku, Tokyo, Japan 103-0027, and Tetsuo Nagano, having a post office address of 1-28-15 Amanuma 1-Chome, Suginami-ku, Tokyo 167-0032, Japan, are the owners of record of the entire right, title, and interest of the above-identified application (hereinafter "the above-identified '664 application") by virtue of an assignment from the inventors to Daiichi Pure Chemicals Co., Ltd. and Tetsuo Nagano recorded February 23, 2006, at Reel 017284, Frame 0643 (5 pages), and by a change of name from Daiichi Pure Chemicals Co., Ltd. to Sekisui Medical Co., Ltd. recorded December 23, 2009, at Reel 023698, Frame 0483 (23 pages).

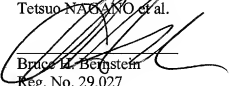
The undersigned is an attorney or agent of record authorized to act on behalf of the assignees in the filing of this terminal disclaimer.

Your petitioners, Sekisui Medical Co., Ltd. and Tetsuo Nagano, hereby disclaim, except as provided below, the terminal part of any patent granted on the above-identified '664 application which would extend beyond the expiration date of U.S. Patent No. 7,378,282, and hereby agree that any patent so granted on the above-identified '664 application shall be enforceable only for and during such period that it and U.S. Patent No. 7,378,282 are commonly owned. This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

Petitioners do not disclaim any terminal part of any patent granted on the above identified '664 application prior to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 as presently shortened by any terminal disclaimer of U.S. Patent No. 7,378,282 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the failure of common ownership stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,  
Tetsuo NAGANO et al.



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